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14 *FERRUGIO DESIGN, INC.*

10 **UNITED STATES DISTRICT COURT**  
11 **STATE OF NEVADA**

12 TODD SHAW and RACHELLE SHAW,  
13 husband and wife;

14 Plaintiffs,

15 vs.

16 FERRUGIO DESIGN INC., a California  
17 Corporation (d/b/a FERRUGIO DESIGN +  
18 ASSOCIATES); DOES 1-10 inclusive,

19 Defendants.

Case No.: 3:21-cv-00309-LRH-WGC

**STIPULATION AND ORDER**

19 Plaintiffs, TODD SHAW and RACHELLE SHAW, and Defendant, FERRUGIO DESIGN  
20 INC., by and through their undersigned counsel, hereby stipulate and agree as follows:  
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22 1. Plaintiffs served the Defendant with their Summons and Complaint through  
23 Defendant's counsel on or about June 30, 2021.

24 2. Defendant removed this case to the United States District Court for the State of  
25 Nevada on July 21, 2021.

26 3. Plaintiffs and Defendant have agreed to attend mediation with Hon. Jennifer Togliatti  
27 (Ret.) on November 4, 2021 to see if this case can be resolved prior to further litigation.  
28

1           4.     In order to foster the parties desire to attend mediation without incurring unnecessary  
2 litigation costs, and as a condition to attending mediation, it is hereby agreed between the parties  
3 that the Defendant shall provide Plaintiffs with all vendor invoices and Defendants cancelled checks  
4 and proof of payment for all items Defendants purchased for Plaintiffs' residence at least 30 days  
5 prior to the mediation.

6           5.     It is further agreed that should the mediation be unsuccessful in resolving this matter,  
7 the Defendant shall have fourteen (14) days from the date of the mediation to file a responsive  
8 pleading, unless otherwise agreed among the parties at mediation. The parties have agreed to  
9 temporarily stay all proceedings in the case until 30 days after the mediation. No later than 30 days  
10 after the mediation, the parties will provide a Joint Status Report regarding the outcome of the  
11 mediation.  
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14               (i)     If this matter is successfully resolved by mediation, the parties will file a  
15                       Stipulation to Dismiss no later than 45 days after the mediation.

16               (ii)    If this matter is not resolved by mediation, the parties will resume to  
17 litigate this matter and upon the filing of Defendant FD&A's Answer, will  
18 proceed with conducting the Early Case Conference and develop a  
19 Proposed Discovery Plan in accordance with the applicable Local Rules  
20 and Federal Rules of Civil Procedure.

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1           6. By making the above stipulations, neither Plaintiffs, nor Defendant, are waiving or  
2 abandoning any claims or defense available at law. The parties hereby specifically reserve any and  
3 all claims or defenses available at law.  
4

5 **VILORIA, OLIPHANT,**  
6 **OSTER & AMAN L.L.P.**

7 /s/ R. Shawn Oliphant  
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12 **ORDER**

13 IT IS SO ORDERED:

14 The stipulations of the parties set forth above are adopted by the Court.  
15

16 William G. Cobb  
17 UNITED STATES MAGISTRATE JUDGE  
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19 DATED: August 23, 2021  
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